INVESTIGATIVE SUMMARY

INTERNAL AFFAIRS BUREAU
INVESTIGATIVE SUMMARY
NON - HIT SHOOTING
IAB FILE NUMBER: SH 2206930
URN: 007-21065-2138-055

On Saturday, October 27, 2007, Sergeants Rossanna Taylor and Marshall Baird, along with Lieutenant David Whitham of the Internal Affairs Bureau responded to [redacted] El Segundo Boulevard , Los Angeles (Unincorporated - Willowbrook area) regarding a deputy involved non-hit shooting involving personnel from Century Station. Detective Modica from Century Station also arrived to conduct the criminal investigation. Rob Miller from the Office of Independent Review and Deputy Dean Docuyunan from the Field Operations Training Unit also responded.

On October 27, 2007, at approximately 1058 hours, Deputy Partida fired one shotgun round at Suspect Manuel Gonzalez after Gonzalez pointed a handgun toward Deputy Partida. The round did not hit Suspect Gonzalez.

Century units responded to the location regarding a "man with a gun," Tag 120. Upon their arrival, deputies observed three male Hispanics, who matched the description as provided in the radio call, standing near a 2004 a four door Nissan Altima. The vehicle was parked north of a rear house at the back of the property. The front passenger door of the vehicle was open and two of the individuals, Suspect Gonzalez and [redacted], MH/28, were positioned adjacent to the front passenger door. The other individual, [redacted], MH/35, was seated in the front passenger seat.

Deputy Partida, along with Deputies Martinez, Hoffman, Cham and [redacted], made a tactical approach of the suspect's vehicle with Deputy Partida in the lead with a shotgun.

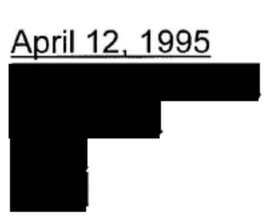
The deputies utilized a nearby van for cover and concealment and ordered the three men to raise their hands and lay prone on the ground. [redacted] immediately complied, but [redacted] remained seated in the vehicle. Without warning, Suspect [redacted] turned and ran onto the porch of the residential unit just south of the vehicle. While the other deputies covered the two men, Deputy Partida and Deputy [redacted] followed the suspect.

Deputy Partida ordered the suspect to stop and to show his hands. The suspect, who was facing away, had a semiautomatic handgun in his right hand. The suspect began to turn to his right and simultaneously raised the gun toward Deputy Partida. Deputy Partida, fearing for his safety, fired one round from his shotgun, missing the suspect. The suspect immediately dropped his handgun and was arrested without further incident. None of the deputies or the suspect were injured in this incident.

The investigation is based on physical evidence collected at the scene and processed by Los Angeles County Sheriff's Department Crime Lab personnel as well as information obtained from the original crime report and supplemental reports (Refer to Exhibits A through G), along with interviews of the involved employee and all witnesses.

INVOLVED PERSONNEL:

PARTIDA, Pablo, Deputy Sheriff, [redacted]
Field Operations Region II - Century Station



Date of Employment: April 12, 1995
Date assigned to Patrol: [redacted]
Completed Patrol Training: [redacted]
Prior Shooting Incidents: [redacted]
Prior Founded Force Incidents: [redacted]

SUSPECT:

Gonzalez, Manuel Garcia, MH/23, Booking #1034696
A check of Suspect Gonzalez' Consolidated Criminal History Reporting System (CCHRS) [redacted].

SWORN WITNESSES:

Cham, Wesley - Deputy Sheriff, Employee #[redacted]
Field Operations Region III - Lakewood Station

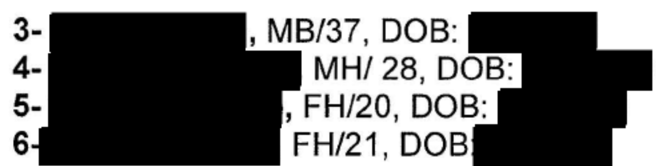
Hoffman, Richard - Deputy Sheriff, Employee #[redacted]
Field Operations Region II - Century Station

Martinez, Robert - Deputy Sheriff, Employee #[redacted]
Field Operations Region II - Century Station

[redacted] - Deputy Sheriff, Employee #[redacted]
Field Operations Region II - Century Station

CIVILIAN WITNESSES

1-[redacted] FH/45, DOB: [redacted]
2-[redacted], MH/35, DOB: [redacted]


3- [redacted], MB/37, DOB: [redacted]
4- [redacted] MH/ 28, DOB: [redacted]
5- [redacted], FH/20, DOB: [redacted]
6- [redacted] FH/21, DOB [redacted]

A canvass for additional witnesses was conducted by Century Station personnel. Witnesses contacted stated they heard one gunshot, but did not see anything. For further information, refer to Exhibit B, pages 6 - 9, 48 - 54, and 56.

INJURIES:

No injuries were sustained by deputy personnel or the suspect.

PHYSICAL EVIDENCE:

The following items of evidence were collected and processed by Deputy Dale S. Falicon, #[redacted], Scientific Services Bureau, and submitted under laboratory the following receipt numbers:

#J909954:

Item 1: One (1) fired cartridge case, "9x18 Makarov Hornady" head stamp, recovered from the parking lot north of the location.

Item 2: One (1) fired shot shell, 12 gauge "Winchester" 00 buck, recovered on the ground at the southeast portion of the property in the rear yard.

#J909955:

Item 3: One (1) German model Makarov, 9mm Makarov (9x18mm) semiautomatic pistol, serial# BW7868, with empty magazine. Received unloaded from Detective Modica at the scene.

#J909956:

Item 4: One Ithaca, model 37, 12 gauge pump action shotgun, serial# MAG-870042900, locked within the shotgun rack/holder of patrol unit SD4337. This item was recovered with the safety on, hammer cocked with one 12-gauge "Winchester" 00 buck live shot shell in the chamber and 2 within the magazine tube.

For further information, refer to Exhibit E.

INVESTIGATOR OBSERVATIONS:

The incident occurred at [redacted] El Segundo Boulevard (location), which is 257 feet to the rear of the south curb line of El Segundo Boulevard (Refer to Exhibit G).

The location of the deputy involved shooting, [redacted] El Segundo Boulevard, is a single family residence situated on the south side of the street. The lot is very deep and consists of three free standing buildings. The building marked [redacted], is the first of the three buildings and is a two story, multi-unit apartment building. The second building marked [redacted] is the second building, and is a single story two unit apartment building in the middle of the property. The scene of the incident, [redacted] (location) is the third and last building of the property located at the rear of the property and it is a single story, single residence apartment. There is a dirt and a paved parking lot with four parking stalls and a free standing garage between [redacted] and [redacted] El Segundo Boulevard.

> ***IAB Note:*** ***Witness [redacted] resides at [redacted], which is the [redacted] building [redacted] of the rear residence (location). This investigator observed an unobstructed view of the rear residence from his kitchen window.***

The focal point of the crime scene is the porch of the location [redacted] El Segundo Boulevard). Investigators noticed:

-A black, four door, Nissan Altima (Lic# [redacted]) vehicle (described in the call for service), parked facing south in a parking stall approximately 10 feet from the stairs leading to the porch, and

-Two cartons of 18 packs of beer on the ground just outside and west of the passenger door of the parked Nissan Altima, and

-A fired cartridge case on the ground approximately 15 feet west of the passenger door of the parked Nissan Altima, and

-A fired 12 gauge shot shell on the ground southeast of the location.

IAB Note: Refer to Exhibits F and G.

WEAPON USED BY DEPUTY PERSONNEL:

Deputy Pablo Partida

Service weapon: Ithaca (Serial # MAG-870042900), model 37, 12 gauge shotgun

Ammunition: Loaded with two Winchester 00 buck shot shells in the magazine tube and one inside the chamber

Shell casing(s): One fired 12 gauge, 00 buck by Winchester shot shell was recovered near where Deputy Partida reported ejecting the fired round.

Date employee last qualified - [redacted] 

Deputy Partida's round traveled in a south easterly direction.

> IAB NOTE: **Investigators From Internal Affairs Bureau along with Crime Lab personnel and Century Station deputies conducted a search of the area for the expended shotgun round, but nothing was found.**

Deputy Partida's weapon was examined, test fired, and found to be functional and within Department standards. The test was conducted by the Los Angeles County Sheriff's Department Firearms Section, under lab receipt No. J909956. *Refer to Exhibit E, page 2.*

WEAPON USED BY THE SUSPECT:

Suspect Manuel Garcia Gonzalez used a Makarov (Serial# BW7868), 9X18mm, blue steel pistol to point at Deputy Partida, but did not fire it in this incident; however, a 9X18mm shell casing was recovered.

> IAB Note: **A check of Suspect Gonzalez' weapon returned with no record on file.**

PROPERTY DAMAGE:

None found.

CRIMINAL INVESTIGATION/CHARGES FILED:

Investigator: Detective Michael Modica, #[redacted], Century Detective Bureau
Court/Case#: Compton Superior Court, case# TA09358901
Charge(s): Possession of a Firearm by a Felon, 12021(A)(1) P.C.
Carrying a Concealed Weapon, 12025(A)(2) P.C.
Brandishing a Firearm in front of a Peace Officer, 417© P.C.
Status: On October 31, 2007, Suspect Gonzalez received [redacted]

On November 14, 2007, Suspect Gonzalez received 16 months of state prison time for the new 12021 (A)(1) PC charge related to this incident.

LIGHTING AND WEATHER CONDITIONS:

This incident occurred during daylight hours and the weather was cool and slightly cloudy.

INVOLVED EMPLOYEE STATEMENTS:

Deputy Pablo Partida was interviewed by Internal Affairs Bureau Sergeants Rossanna Taylor and Marshall Baird on November 7, 2007, at the Internal Affairs Bureau offices in Commerce. Partida was represented by union representative Elizabeth Gibbons, from the law offices of Greene and Shinee. Refer to attached verbatim transcript. The interview was recorded and the following is a summary:

On October 27, 2007, Deputy Partida was the passenger and his partner, Deputy Martinez, was the driver in unit 213A when they received a call (Tag 120 - Exhibit C) of "Gang members drunk in the back yard of [redacted], armed with a weapon." He said he coordinated the call with Sheriff's Aero unit and responding units via Sheriff's radio.

Partida said he grabbed the shotgun from his vehicle and took the lead with about seven deputies behind him while approaching the long driveway toward the back yard. He said a Sheriff's helicopter was above them during the approach. He said he saw a parked vehicle and two male Hispanics matching the description in the call standing outside the vehicle. He said as they walked down the driveway, he realized the suspects were oblivious to their presence. He said as they all got closer, they took cover by a parked van and were still unnoticed. He said they walked up to maybe five to six yards from the suspects and gave them all orders to lay on the ground. He said they then noticed a third male in the passenger seat of the vehicle. He said one of the males (Suspect Gonzalez) standing outside the vehicle started walking towards the front of the vehicle and to the east, while the one inside the vehicle and the other one standing outside the vehicle, both complied and went to the ground.

Partida said as the deputies covered the two males on the ground, he and Deputy [redacted] followed Suspect Gonzalez, who was walking toward the front of the parked car. He said he noticed Suspect Gonzalez was grabbing on his waistband as he walked up onto the porch, which is just a few feet away from where they were standing. Partida said, "We first give him commands as we walked up, to lay on the ground. He didn't comply." Partida said he ordered the suspect to stop and demanded that he (suspect) show his hands, but he refused.

Partida said as he and Deputy [redacted] approached the northeast corner of the residence, he lost sight of Gonzalez for a few seconds. Not wanting to expose himself, Partida said he "sliced the pie" and took a "quick peek over the porch area at the corner of the building. He estimated he was about five to six feet away from the suspect when

he noticed the suspect had a handgun in his right hand at waist level. Simultaneous with this, Partida said the suspect began turning his shoulders to the right toward him (northwesterly direction). Partida said, based on the suspect's movements, he (Partida) was positive the suspect was going to shoot at him. Partida said he immediately thought to shoot and take cover behind the wall simultaneously. Partida then fired one shot at the suspect, missing him. He said the suspect seemed stunned and dropped the gun on the porch. Partida said he and Deputy [redacted] ordered the suspect off the porch and onto the grass area where the other deputies were positioned. The suspect complied and was handcuffed without further incident. He said as the other deputies were handcuffing Suspect Gonzalez, a female and a baby walked out of the front door and onto the front porch.

Partida said he thought there may be additional suspects inside the apartment, so he took a position of containment to the rear southeast corner of the porch while the other deputies ordered her off the front porch to conduct a protective sweep of the interior. While conducting the sweep, Partida said assisting deputies found another female and four small babies inside the apartment.

Partida said he did not consider holding his position next to the deputies as Suspect Gonzalez walked away from them because, "Just the fact that he's holding onto his waistband. I didn't know if he was trying to get rid of contraband, or if there was a gun involved, and at least to see where he's headed with, I mean, we're all, we have some Deputies distracted that are detaining two suspects that we still don't know have guns or not. And he's advancing forward to maybe take cover to engage us." He said, "The threat was ahead of me, which I didn't want to lose eye contact on what was my immediate threat, which was him. His actions. Based on the call and his actions, and the way he was behaving, holding onto his waistband...that was my immediate threat versus stopping with the shotgun and trying to take two guys that are in custody in front of me." He said it raised his awareness level because he did not know if the suspect lived at the location and was afraid he was going to take someone out of the house.

Partida said the suspect never pointed the gun directly at him, but because of the suspect's actions, he was positive he (the suspect) was trying to shoot him (Partida).

Partida said he chambered a second round in his shotgun when he took his position of containment at the southeast corner of the porch just prior to the protective sweep of the residence, but should have re-racked another round before taking that position in the rear of the location.

IAB Note: Refer to Exhibit A, for a copy of Deputy Partida's incident report documenting his actions and observations under file #007-21065-2138-055.

SWORN WITNESS STATEMENTS:

Deputy Welby Cham was interviewed by IAB investigators, Sergeants Rossanna Taylor and Marshall Baird on December 4, 2007, at the Internal Affairs Bureau offices in

the City of Commerce. Cham elected not to have a representative present. This interview was recorded and the following is a summary:
Cham said he was working as a patrol trainee at Century Station on October 27, 2007, with his training officer/partner, Deputy Richard Hoffman working Unit 213B on Day shift. He said he arrived at Century Station a month prior.

Cham said he and his partner were dispatched to assist Deputies Partida and Martinez on a man with a gun call (Exhibit C). He said he and his partner arrived at the location with the handling unit and with Unit 217B, Deputies Kirste and [redacted]. He said Partida's plan was to approach the rear together and to split up. He said Aero bureau personnel were also present flying above and guided them all to the rear of the location through a long driveway to where the disturbing parties were near a vehicle parked by the rear house. He said he remembered walking through the driveway in a line with Partida in the lead with his shotgun, with himself, Martinez, Hoffman and [redacted] following with their guns drawn, walking closely to two residential buildings on the right side of the driveway (west).

Cham said upon approach to the rear of the location and just as they passed the second residential structure on their right hand side in the driveway, he saw the vehicle described in the call (Black Nissan Altima) and two male Hispanics toward the front passenger side of that vehicle. He said as he ordered the two male Hispanics to put their hands up, they looked surprised and one of the males ran from the vehicle toward the front of the back house, while the other one stood still and complied. He said he did not see a weapon on the suspect who ran, but noticed his hands were not up in the air as he had ordered him to do. Cham said as they passed a parked van and got closer, he saw another male sitting inside the front passenger seat of the parked vehicle. Cham said he and another deputy detained the two remaining suspects at gunpoint, while another unknown deputy ran after the suspect.

Cham said while detaining the two suspects, he heard what appeared to sound like a shotgun being fired. He said after the two suspects he was detaining were handcuffed, a search team was developed in order to conduct a protective sweep of the rear house. He said as he walked up to the porch, he saw a black pistol on the southwest portion of the porch's floor.

IAB Note: Refer to Exhibit B, for a copy of Deputy Cham's supplemental report documenting his actions and observations under file #007-21065-2138-055.

Deputy Robert Hoffman was interviewed by IAB investigators, Sergeants Rossanna Taylor and Marshall Baird on November 28, 2007, at the Internal Affairs Bureau offices in the City of Commerce. Hoffman elected not to have a representative present. This interview was recorded and the following is a summary:

Hoffman said he worked Day shift on October 27, 2007 with his trainee, Deputy Welby Cham. He said they were the assisting unit on a male with a gun call assisting Unit

213A, Deputies Partida and Martinez. Prior to arriving to the location, they received information from the Sheriff's Aero unit flying above the location that they observed the subjects described in the call at the rear residence of the location on the call.

Hoffman said they arrived approximately at the same time as the handling unit. He said they noticed a female (Witness [redacted]) standing at the front of the location on the phone who nodded and gestured them down the driveway. He said Aero again advised them the individuals were still in the back down at the end of the driveway toward the rear residence.

Hoffman said as they made their approach down the driveway behind the handling unit, they observed two individuals outside the passenger side of the vehicle. He said they all shouted verbal commands to the two suspects to show their hands. One of the individuals (Witness [redacted] immediately complied, while the other one (Suspect Manuel Gonzalez) turned away and ran south toward the porch of the rear residence. He said he lost sight of Gonzalez because he knew the handling unit was focusing on him, but kept his focus on [redacted] in case he was armed and ordered him down to the ground. He said as he first saw another individual (Witness [redacted]) in the passenger seat of the vehicle, he heard a gunshot. He said he did not know where the gunshot came from, but immediately grabbed Witness [redacted], guided him to the ground and handcuffed him.

IAB Note: ***Refer to Exhibit B, for a copy of Deputy Hoffman's supplemental report documenting his actions and observations under file #007-21065-2138-055.***

Deputy Robert Martinez was interviewed by IAB investigators, Sergeants Rossanna Taylor and Marshall Baird on November 28, 2007, at the Internal Affairs Bureau offices in the City of Commerce. Martinez elected not to have a representative present. This interview was recorded and the following is a summary:

Deputy Martinez said he was the driver in unit 213A on October 27, 2007, and his partner, Deputy Partida was the passenger. He said they were the handling unit of a call of a man with a gun (417), gang disturbance (415G), and persons drunk (390), (service tag #120, Exhibit C) and Partida coordinated the call with responding units. Partida positioned a unit to the rear, east and west of the location, and then grabbed the shotgun from their vehicle. He said upon arrival, they met the informant, Witness [redacted] in the front of the location who was pointing down the driveway.

Martinez said he and his partner, along with unit 213B (Deputies Hoffman and Cham) and 217B (Deputies [redacted] and Kirste) approached the suspects by walking down a long driveway in a broken line, but believes Kirste stayed behind watching their backs as the rest of them proceeded forward (southbound) toward the suspects. He said he saw the black Nissan first and then two suspects. He said he and his partners all

remained quiet in order to catch the suspects by surprise.

Martinez said as they approached the front of a parked van and the rear of the parked Nissan, he saw containers of Budweiser on the ground near where the males were standing. He said he and his partners all yelled orders to the two suspects to lay on the ground and to show their hands. He said one of the suspects took off running, while the other remained on the ground. He said as he approached the suspect that remained, he noticed another suspect sitting in the front passenger seat reclined back. He said he and Deputies Hoffman and Cham remained with the two remaining suspects at gunpoint and ordered them to the ground. Partida and Saucedo followed the other suspect that fled south. Martinez said he then heard a very loud gunshot south of where he stood, but did not know who fired.

Martinez said the two suspects were eventually handcuffed without incident. He then walked toward the porch of the residence which was directly south of the vehicle and saw a male Hispanic laying on the ground on the porch facing Partida and a semi automatic pistol on the ground next to the suspect by the wall of the residence.

Martinez said as the suspect on the porch was being handcuffed, two Hispanic females and three small kids ran out of the residence right by the weapon laying on the ground. He asked her if there was anyone else in the house and one of the females said she didn't know.

Martinez said due to the fact he still did not know who fired the shot he heard and did not know if there were any outstanding suspects inside the residence, he felt it necessary to secure the weapon. He said he then gave the suspect's weapon to Deputy [redacted], who rendered it safe.

Martinez said a protective sweep was subsequently conducted of the residence and no other suspects were located inside.

IAB Note: ***Refer to Exhibit B, for a copy of Deputy Martinez' supplemental report documenting his actions and observations under file #007-21065-2138-055.***

Deputy [redacted] was interviewed by IAB investigators Sergeants Rossanna Taylor and Marshall Baird on November 28, 2007, at the Internal Affairs Bureau offices in the City of Commerce. [redacted] elected not to have a representative present. This interview was recorded and the following is a summary:

[redacted] said on October 27, 2007, he was a trainee partnered with his training officer, Deputy Kirste, working unit 217B on Day shift. [redacted] was assigned to Century Station just a few days at the time of this incident.

[redacted] said he and his partner received an assist call of a 417 (man with a gun) in the

rear of a property and responded. Upon arrival to the front of the location, other deputies were already present and about to begin walking toward the rear of the location. He said his partner told him to go with them. He said he only remembered being behind Deputy Cham because it is the only name he remembered.

IAB Note: ***Deputy Cham was newly assigned patrol deputy at the time of this incident.***

[redacted] said the driveway was about 250 yards long with four or five deputies in front of him. He said he was just trying to figure out what to do, almost like "monkey see, monkey do." He said 100 feet into the driveway, he spotted the car described in the call. He said when he approached the car, the deputies in front of him were already detaining two suspects. He said he heard deputies yell orders to the suspects numerous times. He said he got a glimpse of another suspect running in the direction of the porch from his peripheral vision and heard someone yell, "Let me see your hands, let me see your hands!" He then saw Deputy Partida in front of him, hiding behind the corner of the rear building facing the porch with his back facing north. In trying to figure out what to do next, he saw that rear building had windows facing north and decided to cover the windows and Partida by placing his back behind Deputy Partida's back.

[redacted] said he then felt a jerk and heard a shotgun blast and assumed it was Partida who shot because he knew Partida had a shotgun and he heard the blast coming from nearby. He said prior to hearing the shot, he heard Partida yell a command to the suspect, but he could not remember what it was. He said he turned around facing the porch and saw the suspect take two steps toward him and Partida, at which time he said he ordered him to put his hands over his head and to get on the ground. He said he saw a blue steel gun with brown grips on the ground by the suspect's left side, near the wall of the porch, when he went to handcuff him. He said the gun was already on the ground when he first saw it.

[redacted] said Deputy [redacted] ordered him to retrieve a manila envelope and a zip tie from his patrol car, which he did and gave it to him. He said Deputy [redacted] rendered the suspect's gun safe and placed it in the envelope.

For further information, Refer to Exhibit B, for a copy of Deputy [redacted] supplemental report documenting his actions and observations under file #007-21065-2138-055.

CIVILIAN WITNESS STATEMENTS:

Witness [redacted] was interviewed on October 27, 2007, by Century Station detective, Deputy Leandro Vallozzi, and Internal Affairs Bureau investigator, Sergeant Rossanna Taylor, in front of [redacted]. This interview was recorded by Deputy Vallozzi and the following is his verbatim summary based on that interview (Refer to Exhibit B, page 66):

[redacted], [redacted], said that at approximately 1040 hours, [redacted] called her home and spoke with her daughter ([redacted], FH/[redacted], Res. Add: [redacted]) who answered the phone. Her daughter told her that [redacted] said there were three male Hispanics on the property and one of them was waving a gun around.

She told her daughter to let [redacted] know that she [redacted] was going to drive over to the apartment complex. [redacted] said she called the police from her cell phone while she drove to the location. She said she arrived at the location and saw deputies arrive a short time later. She said she later heard deputies yelling from the back of the complex and then she heard a loud "pop" sound. She stated it was hard to hear due to the helicopter being overhead.

Witness [redacted] was interviewed on October 27, 2007, by Century Station detective, Deputy Steven Nobles, and Internal Affairs Bureau Investigator, Sergeant Rossanna Taylor, at Century Station. This interview was recorded and the following is a summary of that interview:

> ***IAB Note:*** ***Witness [redacted] was interviewed at approximately 4 p.m. on October 27, 2007, and he appeared to still be under the influence of an alcoholic beverage as evidenced by him slurring his [redacted] and having difficulty answering simple questions posed by investigators***

When asked if he was present at [redacted] El Segundo Boulevard earlier this morning, [redacted] said he knows he was at his brother's ([redacted]) house, but did not know the exact location. He said his brother picked him up from his house in [redacted] in a black Altima car and drove him to the location. He said they picked up his friend, [redacted], at a liquor store in Baldwin Park. He said his brother did not know [redacted].

[redacted] said when they got to the location, they sat and drank beer. He said he was sitting in the front passenger seat of the car, had already had a couple of beers and was already intoxicated before arriving. He said by the time he got there he guessed he was already drunk because all he remembered next was his face going to the ground and asking what was going on. He said he woke up when he was pulled to the ground by unknown persons who he later learned were deputies. [redacted] admitted to being very drunk during the incident.

[redacted] said he believes his brother stays at the location with his girlfriend ([redacted]) and her sister ([redacted]. He said he did not have a gun on him and did not know if [redacted] or his brother had a gun on them. He said he did not hear any gunshots while drinking at the location. He said he did not remember the police showing up at their location.

When asked if he, his brother or [redacted] were waving a gun while drinking at the

location, he said no. [redacted] said he just got out of prison for assault with a deadly weapon and is currently on parole. He said he knows he is not allowed to carry a weapon and did not give a gun to his brother.

IAB Note: ***No tattoos were observed on the back of [redacted] head.***

Witness [redacted] was interviewed on October 27, 2007, by Century Station detective, Deputy Leandro Vallozzi, and Internal Affairs Bureau Investigator, Sergeant Rossanna Taylor on October 27, 2007, at his residence, [redacted]. This interview was recorded and the following is summary of that interview.

[redacted] said he has been a resident at the location for nine years and the [redacted] for the location for four and a half years. He said on October 27, 2007, he was asleep and was awaken by a gunshot sound "real early in the morning." He said it was light outside, looked outside his front door (located in the driveway leading to a rear apartment) and saw three Hispanic guys drinking beer outside the open passenger door of a black car parked in the back. He said as the [redacted] he was going to tell them they couldn't drink on the property, so he walked to the rear to confront them. He said he got about 20 feet away from them and only glanced at them, but did recognize Manuel (standing by open passenger door) as a tenant of the rear apartment. [redacted] said he and Manuel exchanged greetings and that is when he saw one of the guys (described as wearing light greyish two-tone denim shorts and a black sweatshirt) seated in the front passenger seat with the butt of a gun showing in his waistband.

[redacted] said he did not say anything else to any of them and walked back to his apartment to call the other [redacted] (Witness [redacted]). He said he asked her how he should handle the situation and was told not to do anything because she ([redacted]) would call the police to report it and would then respond to the location.

[redacted] said he stayed inside his apartment, then heard a helicopter above his apartment. He said he did not hear any other gunshots because of the helicopter above.

IAB Note: ***When asked if the passenger had any visible tattoos, [redacted] said he did not get a good look and didn't want any trouble. Witness [redacted] stated [redacted] described to her the person with the gun as having tattoos on his head and waving the gun in the air.***

Witness [redacted] was interviewed on October 27, 2007, by Century Station detective, Deputy Steven Nobles, and Internal Affairs Bureau Investigator, Sergeant Rossanna Taylor, at Century Station. This interview was recorded and the following is a summary of that interview:

[redacted] said he was at [redacted] El Segundo Boulevard early on October 27, 2007, but

knew no one who lived there. He said his friend [redacted] (Witness [redacted]) picked him up from his mother's house early that day in a black Nissan Altima, and his brother (later identified as Suspect Manuel Gonzalez) was driving. He said he did not know who owned the car. He said he could tell [redacted] and Manuel had been drinking prior to picking him up. He said he didn't know [redacted] brother, Manuel, but knew of him, and it was the first time he associated with him. He said he had known [redacted] for at least 10 years.

He said they first stopped at a liquor store close to [redacted] El Segundo Boulevard and picked up an 18 pack of Budweiser beer. He said he thought they arrived at the location around 9:30 in the morning and began drinking. He said they told him Manuel's girlfriend ([redacted]) lived inside the rear house. [redacted] said [redacted] brother (Manuel) went inside the house by himself while he and [redacted] stayed outside the car talking to some black people (a male and female) who he thought lived inside the garage at the location. [redacted] said he did not hear a gun shot while standing at the location drinking.

[redacted] said they were at the location for about 25 to 30 minutes before the deputies arrived. He said he and Manuel were standing outside the front passenger door and [redacted] was passed out and asleep in the front passenger seat. He said when the deputies arrived, they told him and Manuel to put their hands up and to get on the ground. He said he got on the ground, but Manuel ran away toward the front of the car and then toward the front of the rear house. He said deputies forced [redacted] out of the car and onto the ground. He said as he and [redacted] were being handcuffed, he saw Manuel go down to the ground on the porch and then heard a shotgun shot fired.

[redacted] said he did not have a gun and did not know if [redacted] or Manuel had one because they did not tell him they had one.

[redacted] said he is was an active member of the East Side Baldwin Park gang up until 1996 or 1997. He said [redacted] is still an active member of the same gang.

> ***IAB Note:*** ***The unknown Black male and Black female were gone prior to investigators' arrival.***

Witness [redacted] was interviewed on October 27, 2007, by Century Station Detective Destry Bell and Internal Affairs Bureau Investigator, Sergeant Marshall Baird at Century Station. This interview was recorded in digital format. The following is a summary of that interview:

[redacted] said she was asleep around 1000 hours. She said her sister ([redacted]) came into her bedroom and woke her up. While awake, [redacted] said she heard a loud noise coming from outside of her house. She looked outside and saw some cops surrounding her house. [redacted] said she saw a person laying on the grass in handcuffs. When asked to describe the person on the ground, [redacted] initially said she

did not know who the person was. She even stated that she could not tell what race he was. When asked if she heard the loud popping noise before or after she saw the handcuffed male adult laying on the grass, [redacted] said she heard the noise before. She said the loud noise is what caused her to look outside.

During the course of the interview, [redacted] said she recognized the male adult laying in the grass. [redacted] said the male adult is Manuel Gonzalez. [redacted] said she knows him because he is the [redacted]. She has known Suspect Gonzalez for approximately five years. [redacted] claims she has never witnessed Suspect Gonzalez in possession of a firearm. I asked her if Suspect Gonzalez lives at the house with her and [redacted]. [redacted] said he doesn't live there. She said he rarely comes by the house. [redacted] said the black Nissan Altima parked in front of their house belonged to Suspect Gonzalez. I asked [redacted] if she saw Suspect Gonzalez point a gun at one of the deputies in front of her house. She replied, "No. All I saw was Manuel on the ground in handcuffs."

[redacted] said she did not know Suspect Gonzalez was outside of her house drinking with his brother and friend. [redacted] also stated that she came home last night at about 2230 hours with her kids and went to sleep in her room

Witness [redacted] was interviewed on October 27, 2007, by Century Station detective Deputy Destry Bell, and Internal Affairs Bureau Investigator Sergeant Marshall Baird, at Century Station. This interview was recorded and the following Detective Bell's verbatim summary based on that interview (refer to Exhibit B, page 2):

[redacted] said she heard a helicopter flying above her house. She also saw deputies approaching her house. [redacted] said this took place around 1030 hours this morning. [redacted] said she went to wake up her sister [redacted] to tell her what was going on, when she heard a gunshot in front of her house. She said after the gunshot, she was ordered to come outside. She said she saw her [redacted] (Suspect Gonzalez) laying face down in the grass in handcuffs. When asked if Suspect Gonzalez had a gun in his possession, [redacted] said she did not know. When asked how long Suspect Gonzalez and his friends were in front of her house, [redacted] said they returned to her house between 0600 - 0700 hours this morning.

[redacted] said Suspect Gonzalez and his brother ([redacted]) brought her home last night at about 2200 hours. She said Suspect Gonzalez and [redacted] was inside the house at that time, so she [redacted]) walked in and immediately went into her bedroom. She said Suspect Gonzalez remained in front of the house, drinking beer at his car, which was parked in front of her house. She said she did not know if he ever left, but knows he walked inside the apartment around 0600 hours the next morning to use her restroom.

[redacted] said Suspect Gonzalez does not live at the location with her and her sister. She said she does not have a relationship with him, but he is her [redacted].

SUSPECT STATEMENTS:

Suspect Manuel Garcia Gonzalez was interviewed on October 27, 2007, by Century Detectives Michael Modica and Steven Nobles, at approximately 1825 hours at the Century Regional Detention Facility. The interview was recorded and the following is Detective Modica's verbatim summary based on that interview (refer to Exhibit B, page 24):

> ***IAB Note:*** ***Detective Modica stated during this interview, Suspect Gonzalez appeared to be very tired and still under the influence of an alcoholic beverage.***

Gonzalez told Detectives Modica and Nobles he thought he arrived at the El Segundo address just three hours prior to their interview. He said he did not recall if he had a handgun or the police arresting him. He said he did not recall walking onto the porch of the location. Gonzalez also said he did not recall seeing anyone with a gun, nor hearing a gunshot fired.

Gonzalez did admit to drinking six to eight cans of beer. He then said he remembered seeing police, hearing a gunshot and feeling something go by him. He said after the shot, he dropped to the ground and blacked out. He said the next thing he remembered was waking up in a police car. He guessed he blacked out from hitting his head when he laid down, but he couldn't remember.

Gonzalez said an expended shell could not have been found near where he was standing because he had not heard a gunshot prior to police arrival.

At first Gonzalez could not remember how he got to the location, but remembered picking up his brother [redacted]), and his friend, [redacted]. He then remembered arriving at the location around 3 or 4 in the morning and beginning to drink beer.

MISCELLANEOUS:

Internal Affairs Investigators did not have the opportunity to interview Suspect Gonzalez, since he was convicted on November 14, 2007 and released to state prison on November 26, 2007.